THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22137 of 2005

18.10.2005

Between:

M.Nooka Raju, S/o.Late Rama Murthy, Prakash Rao Peta,

Visakhapatnam.

… Petitioner

AND

The Municipal Commissioner, Visakhapatnam.

… Respondent

ORDER:

The petitioner is resident of Visakhapatnam city. He is the owner of about 790 Sq.yards in Patta No.55, Block No.5, T.S.No.60 of Waltair Ward. His son, wife and daughter jointly purchased the property. The petitioner approached the respondent corporation and obtained building permission on 22.3.2005 for construction of ground floor + three floors. While the construction was in progress, it is alleged that the staff of respondent came to the premises on 03.10.2005 and without issuing any notice removed the entrance door on the first floor. Apprehending further interference in the matter, he filed the present writ petition.

The learned Standing Counsel for Visakhapatnam Municipal Corporation, after obtaining instructions from the Corporation, submits that the staff of the respondent corporation never visited the premises of the petitioner and the writ petition is filed on mere apprehensions. This Court has no manner of doubt to disbelieve the submission made by the learned Standing Counsel for Visakhapatnam Municipal Corporation. The writ petition is filed without factual foundation.

The writ petition is, therefore, dismissed. No costs.

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(**V.V.S.RAO,J**)

October 18, 2005.

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